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Docket No. CRD0945DIV1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Vladimir Mittelberg  
Donald K. Jones

Serial No. : 10/722,336 Art Unit: Unknown

Filed : November 25, 2003 Examiner: Unknown

For : Intravascular Stent Device

I hereby certify that this correspondence is being deposited with the  
United States Postal Service as first class mail in an envelope addressed  
to: Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

May 20, 2004

(Date of Deposit)

Michael W. Montgomery

(Name of applicant, assignee, or Registered Representative)

(Signature)

May 20, 2004

(Date of Signature)

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

Pursuant to 37 C.F.R. §1.56 and in accordance with 37 C.F.R. §§1.97-1.98, information relating to the above-identified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 C.F.R. §1.56(b).

Applicant(s) reserve(s) the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this

information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist.

☒ In accordance with §1.97(b), since this Information Disclosure Statement is being filed either within three months of the filing date of the above-identified national application (other than a continued prosecution application under §1.53(d)), within three months of the date of entry into the national stage of the above identified application as set forth in §1.491, or before the mailing date of a first Office Action on the merits of the above-identified application, or before the mailing date of a first Office Action after the filing of a request for continued examination under §1.114, no additional fee is required.

☐ In accordance with §1.129(a), this Information Disclosure Statement is being filed in connection with ☐ the first or ☐ second After Final Submission, therefore:

☐ Statement in Accordance with §1.97(e)  
(attached); or

☐ Please charge Deposit Account No. 10-  
0750/ / the fee of \$180.00 as set forth  
in §1.17(p).

☐ In accordance with §1.97(c), this Information Disclosure Statement is being filed after the period set forth in §1.97(b) above but before the mailing date of either a Final Action under §1.113 or a Notice of Allowance under §1.311, or an action that otherwise closes prosecution and that it is accompanied by one of:

- ☐ Statement in Accordance with §1.97(e) (attached); or
- ☐ Please charge Deposit Account No. 10-0750/ / the fee of \$180.00 as set forth in §1.17(p).

☐ In accordance with §1.97(d), this Information Disclosure Statement is being filed after the mailing date of either a Final Action under §1.113 or a Notice of Allowance under §1.311 but before the payment of the Issue Fee. Applicant(s) hereby petition(s) for consideration of this Information Disclosure Statement. Included are: Statement in Accordance with §1.97(e) as set forth below and the fee of \$180.00 as set forth in §1.17(p).

☐ Copies of each of the references listed on the attached Form PTO-1449 are enclosed herewith.

☐ Copies of references listed on the attached Form PTO-1449 are enclosed herewith EXCEPT THAT:

☐ In view of the voluminous nature of references [list as appropriate], and the likelihood that these references are available to the Examiner, copies are not enclosed herewith.

☐ If any of the foregoing publications are not available to the Examiner, Applicant will endeavor to supply copies at the Examiner's request.

☒ Copies of only foreign patent documents and non-patent literature are enclosed in accordance with 37 CFR 1.98 (a)(2). (The U.S. patents and each U.S. patent application publication listed on the attached Form PTO-1449 are not

enclosed because this U.S. patent application was filed after June 30, 2003 or this international application has entered the national stage under 35 USC §371 after June 30, 2003 (see USPTO waiver of requirement under 37 CFR 1.98 (a)(2)(i)).

☐ There are no listed references which are not in the English language.

☒ The relevance of those listed references which are not in the English language is as follows:

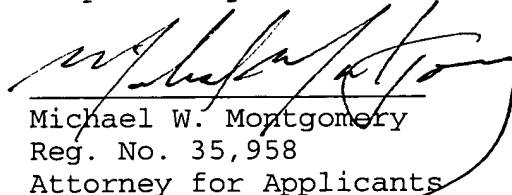
Concerning European Patent No. EP 1 157 673 A2, see the English language abstract attached to this patent.

☐ Attached are copies of search report(s) from corresponding patent application(s), which are listed on the attached Submission Under MPEP 609 D.

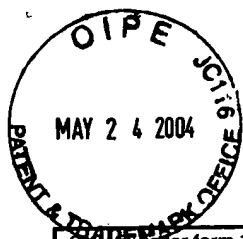
☐ Attached are the following non-published pending patent applications which may be deemed relevant, which are listed on the attached Submission Under MPEP 609 D.

Please charge any deficiency or credit any overpayment to Deposit Account No. 10-0750/CRD0945DIV1/HWC. This form is submitted in triplicate.

Respectfully submitted,

  
Michael W. Montgomery  
Reg. No. 35,958  
Attorney for Applicants

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New Brunswick, NJ 08933-7003  
(786) 313-2922  
DATED: May 20, 2004



PTO/SB/08A (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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Substitute for form 1449A/PTO		Application Number	10/722,336
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> (use as many sheets as necessary) Sheet 1 of 10		Filing Date	November 25, 2003
		First Named Inventor	Vladimir Mitelberg, et al.
		Group Art Unit	Unknown
		Examiner Name	Unknown
		Attorney Docket Number	CRD0945DIV1

**U.S. PATENT DOCUMENTS**

Examiner Initials	Cite No. <sup>1</sup>	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document mm-dd-yyyy	Pages, Columns, Lines, where relevant passages or relevant figures appear
		Number known)	Kind Code <sup>2</sup> (if			
		2003/0004567	A1	Boyle, et al.		
		4,443,498		Shinno		
		4,512,338		Balko, et al.		
		4,665,906		Jervis		
		4,733,665		Palmaz		
		4,739,762		Palmaz		
		4,739,768		Engelson		

**FOREIGN PATENT DOCUMENTS**

Examiner Initials	Cite No. <sup>1</sup>	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document mm-dd-yyyy	Pages, Columns, Lines, where relevant passages or relevant figures appear	T <sup>6</sup>
		Office <sup>3</sup> KindCode <sup>5</sup>	Number <sup>4</sup>					
		WO	97/25000		Chuter			
		WO	97/26840		Gray, et al.			
		WO	98/32412		Besselink			

Examiner Signature	Date Considered
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Unique citation designation number. <sup>2</sup> See attached Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

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Substitute for form 1449A/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> (use as many sheets as necessary) Sheet 2 of 10		Application Number 10/722,336
		Filing Date November 25, 2003
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		Group Art Unit Unknown
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		Kind Code <sup>2</sup> (if Number known)				
		4,776,337		Palmaz		
		4,796,629		Grayzel		
		4,878,906		Lindemann, et al.		
		4,994,069		Ritchart, et al.		
		4,994,071		MacGregor		
		5,102,417		Palmaz		
		5,108,407		Geremia, et al.		
		5,122,136		Guglielmi, et al.		

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		Office <sup>3</sup> KindCode <sup>5</sup>	Number <sup>4</sup>					
		WO	02/054980	A2	Jones, et al.			
		EP	0 547 530	B1	Mehta			
		EP	0 664 104	B1	Cragg, et al.			

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		Filing Date November 25, 2003
		First Named Inventor Vladimir Mitelberg, et al.
		Group Art Unit Unknown
		Examiner Name Unknown
		Attorney Docket Number CRD0945DIV1

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		Number known	Kind Code <sup>2</sup> (if known)			
		5,195,970		Gahara		
		5,226,887		Farr, et al.		
		5,226,911		Chee, et al.		
		5,261,916		Engelson		
		5,288,711		Mitchell, et al.		
		5,316,023		Palmaz, et al.		
		5,342,348		Kaplan		
		5,354,294		Chou		

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		Office <sup>3</sup> KindCode <sup>5</sup>	Number <sup>4</sup>					
		EP	1 000 590	A1	Letendre, et al.			
		EP	1 042 997	A1	Kula, et al.			

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<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> (use as many sheets as necessary) Sheet 4 of 10		Filing Date	November 25, 2003
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		Group Art Unit	Unknown
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		Number known)	Kind Code <sup>2</sup> (if			
		5,354,295		Guglielmi, et al.		
		5,360,443		Barone, et al.		
		5,378,239		Termin, et al.		
		5,514,176		Bosley, Jr.		
		5,516,781		Morris, et al.		
		5,522,836		Palermo		
		5,522,880		Barone, et al.		
		5,551,954		Buscemi, et al.		

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		Office <sup>3</sup> KindCode <sup>5</sup>	Number <sup>4</sup>					
		EP	1 157 673	A2	Fenesi			
		EP	1 266 639	A2	Jones, et al.			

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Substitute for form 1449A/PTO  <h2 style="text-align: center; margin: 0;">INFORMATION DISCLOSURE STATEMENT BY APPLICANT</h2> <p style="text-align: center; font-size: small;">(use as many sheets as necessary)</p> <p style="text-align: center;">Sheet 5 of 10</p>	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%;"><i>Application Number</i></td> <td>10/722,336</td> </tr> <tr> <td><i>Filing Date</i></td> <td>November 25, 2003</td> </tr> <tr> <td><i>First Named Inventor</i></td> <td>Vladimir Mitelberg, et al.</td> </tr> <tr> <td><i>Group Art Unit</i></td> <td>Unknown</td> </tr> <tr> <td><i>Examiner Name</i></td> <td>Unknown</td> </tr> <tr> <td><i>Attorney Docket Number</i></td> <td>CRD0945DIV1</td> </tr> </table>	<i>Application Number</i>	10/722,336	<i>Filing Date</i>	November 25, 2003	<i>First Named Inventor</i>	Vladimir Mitelberg, et al.	<i>Group Art Unit</i>	Unknown	<i>Examiner Name</i>	Unknown	<i>Attorney Docket Number</i>	CRD0945DIV1
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		Number known	Kind Code <sup>2</sup> (if known)			
		5,563,146		Morris, et al.		
		5,565,036		Westendorp, et al.		
		5,569,245		Guglielmi, et al.		
		5,571,170		Palmaz, et al.		
		5,571,171		Barone, et al.		
		5,578,071		Parodi		
		5,578,072		Barone, et al.		
		5,591,195		Taheri, et al.		

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		Office <sup>3</sup> KindCode <sup>5</sup>	Number <sup>4</sup>					
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		Number known	Kind Code <sup>2</sup> (if known)			
		5,607,466		Imbert, et al.		
		5,609,628		Keranen		
		5,646,160		Morris, et al.		
		5,656,023		Caprio, Jr., et al.		
		5,656,036		Palmaz		
		5,665,728		Morris, et al.		
		5,683,453		Palmaz		
		5,725,572		Lam, et al.		
		5,735,893		Lau, et al.		

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		5,741,327		Frantzen		
		5,772,668		Summers, et al.		
		5,800,520		Fogarty, et al.		
		5,807,404		Richter		
		5,810,872		Kanesaka, et al.		
		5,827,321		Roubin, et al.		
		5,855,600		Alt		
		5,931,867		Haindl		

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		Number known	Kind Code <sup>2</sup> (if known)			
		5,980,514		Kupiecki, et al.		
		6,004,347		McNamara, et al.		
		6,042,597		Kveen, et al.		
		6,083,257		Taylor, et al.		
		6,096,034		Kupiecki, et al.		
		6,106,548		Roubin, et al.		
		6,117,165		Becker		
		6,152,957		Jang		
		6,168,592	B1	Kupiecki, et al.		

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		Number known	Kind Code <sup>2</sup> (if known)			
		6,179,868	B1	Burpee, et al.		
		6,193,747	B1	von Oepen		
		6,254,612	B1	Hieshima		
		6,261,319	B1	Kveen, et al.		
		6,267,783	B1	Letendre, et al.		
		6,287,366	B1	Derive, et al.		
		6,344,041	B1	Kupiecki, et al.		
		6,361,558	B1	Hieshima, et al.		
		6,673,106	B2	Mitelberg, et al.		

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		2003/0216807	A1	Jones, et al.		
		2004/0068314	A1	Jones, et al.		
		Serial No. 10/163,248		Mitelberg, et al.		
		Serial No. 10/743,510		Mitelberg, et al.		

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